

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

CR No.1848 of 2018  
Date of decision: 25.05.2018

Satish Kumar

... Petitioner

Versus

Oriental Insurance Company Ltd.

... Respondent

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI**

Present: Mr. Anil Bidhan, Advocate for  
Mr. Neeraj Chopra, Advocate for the petitioner.

**ARUN PALLI, J. (Oral)**

On 21.03.2018, this Court passed the following order:

**“On being confronted with the findings recorded by the learned Motor Accident Claims Tribunal, Gurugram in paragraph 4 of its order dated 08.01.2018 that although summons were issued to JD No.2 at H. No.1448-A but the same was found to be incorrect and JD No.2 i.e. petitioner herein was served at his correct address i.e. H. No.1048-A, therefore, there was due service in the case and the plea of the applicant for allowing the application under Order 9 Rule 13 CPC was bereft of merit, learned counsel seeks three weeks time to produce the report of the Process Server and to make submission in respect thereto.**

**List on 16.04.2018.”**

As report of the Process Server, in terms of the said order, was not placed on record, the matter was further adjourned on 16.04.2018 for today. The position is still the same as the order dated 21.03.2018 has not been complied with. Rather further adjournment is prayed for. Thus, this Court is choice-less but to dismiss the petition for non-prosecution.

Ordered, accordingly.

25.05.2018  
Rajan

**( Arun Palli )**  
**Judge**

Whether speaking / reasoned:  
Whether Reportable:

NO  
NO